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**SEP 15 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Brian Whitty :  
Application No. 10/057,356 :  
Filed: January 25, 2002 :  
Attorney Docket No. 2774-001 :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(a), filed August 12, 2004, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely reply to the non-final Office action mailed January 6, 2004. The non-final Office action set a shortened statutory period for reply of three months from its mailing date. No response was believed to have been received within the allowed period, and the application became abandoned on April 6, 2004.

Petitioner has demonstrated that an amendment was filed via facsimile on April 6, 2004.

The application file will be forwarded to Technology Center 3600 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0010.

*Kenya A. McLaughlin*

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Office of Petitions